

## POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, August 27<sup>th</sup>, 2007. Present were Commissioners Vicki Meadows, Chairman, Ken Estep and Ron Funk. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

ENHANCED 911 FEES – ANNUAL REVIEW: Moved by Commissioner Estep, seconded by Commissioner Meadows, to continue the \$1.00 per line fee on cellular and telephone lines in Power County to fund the enhanced 911 emergency system. Carried.

POWER COUNTY SHERIFF – JAIL MASTER PLAN: Power County Sheriff Jim Jeffries appeared before the Commissioners to discuss the Jail Master Plan being prepared by Rocky Mountain Corrections to investigate the options available for the expansion of the Power County Jail. Sheriff Jeffries presented the Commissioners with a copy of Twin Falls County's Criminal Justice System Overview and suggested that the Commissioners likewise adopt a resolution creating the Power County Criminal Justice Council as another tool to address operational and planning issues to ensure that, in the event Power County's jail overcrowding reaches critical state, services remain as cost effective as possible.

JUNIOR COLLEGE – CERTIFICATES OF RESIDENCY: Moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the Certificates of Residency presented by the College of Southern Idaho. Carried.

POWER COUNTY COURTHOUSE – SIDEWALK REPAIRS/SECURITY FEATURE: The Commissioners reviewed the detailed quotes submitted to repair damaged sidewalk areas adjacent to the Power County Courthouse and to construct a security feature outside the front entrance of the Courthouse. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to reject all quotes received and to have detailed specifications prepared for the sidewalk/security feature. Carried. This matter was tabled until September 10<sup>th</sup>, 2007.

POWER COUNTY TREASURER – MONTHLY REPORT (I.C. #31-2113): Pursuant to I.C. #31-2113, Power County Treasurer Bobbie Mauch appeared before the Commissioners to present the Power County Treasurer's Monthly Report for the period ending July 31<sup>st</sup>, 2007.

POWER COUNTY CELLULAR TELEPHONE ACCOUNT – ALLTEL: Alltel Government Cellular Telephone Account Representative Stacy Lemay appeared before the Commissioners to discuss renewal of Power County's cellular telephone account through Alltel. Following discussion, Ms. Lemay agreed to review Power County's account history and prepare a proposal for cellular coverage as a governmental account. This matter was tabled until September 10<sup>th</sup>, 2007.

IDEACOM ECSI – QWEST TOTAL ADVANTAGE AGREEMENT: The Commissioners contacted Steve Ryan of IdeaCom ECSI by telephone to discuss the Qwest Total Advantage Agreement between Power County and Qwest Communications Corporation for monthly assessment services. Moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Qwest Total Advantage Agreement between Power County and Qwest Communications Corporation for monthly assessments services, which Agreement shall run concurrently with the Qwest Total Advantage Agreement dated May 31<sup>st</sup>, 2007, executed by Power County and Qwest Communications Corporation. Carried.

IDAHO DEPARTMENT OF TRANSPORTATION – I-86 EXIT 40 UPGRADE: Commissioners Meadows and Estep reported that they had recently met with Legislative District #27 Representative Scott Bedke to discuss the options for upgrading the I-86 Exit 40 interchange near American Falls. Commissioner Meadows reported that Ed Bala, Idaho Department of Transportation District #5 Engineer, has agreed to meet with the Board of Power County Commissioners on Tuesday, August 28<sup>th</sup>, 2007, at 11:30 a.m. to further discuss the upgrade and this matter was tabled until that time.

POWER COUNTY VEHICLE/EQUIPMENT LIST: Power County Clerk Christine Steinlicht presented the Commissioners with an updated Power County Vehicle/Equipment list detailing the mileage for each vehicle.

POWER COUNTY COMMISSIONER AGENDA: Following a review of the calendar, the Commissioners agreed to conduct the Power County Commissioner meeting scheduled for September 10<sup>th</sup>, 2007, in the public meeting room located inside the Power County Courthouse Annex, in order to accommodate dual Court sessions scheduled for that day.

POWER COUNTY PLANNING & ZONING – REZONE ORDINANCE #2007-01: Commissioner Meadows announced that it was the date and time scheduled to conduct the third and final reading of proposed Power County Ordinance #2007-01, which is an ordinance amending the Official Zoning Map of Power County to reflect that a parcel of land located in Section 3, Township 6 South, Range 33 E.B.M., be rezoned with a classification of Rural Residential. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve and adopt Power County Ordinance #2007-01. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye  
Commissioner Estep – Aye  
Commissioner Funk – Aye

Carried. Clerk Steinlicht will cause Power County Ordinance #2007-01 to be properly published in the Power County Press.

POWER COUNTY PLANNING & ZONING -- REZONE ORDINANCE #2007-02: Commissioner Meadows announced that it was the date and time scheduled to conduct the third and final reading of proposed Power County Ordinance #2007-01, which is an ordinance amending the Official Zoning Map of Power County to reflect that a parcel of land located in Section 7, Township 7 South, Range 31 E.B.M., be rezoned with a classification of rural residential. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and adopt Power County Ordinance #2007-02. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye  
Commissioner Estep – Aye  
Commissioner Funk – Nay

Carried. Clerk Steinlicht will cause Power County Ordinance #2007-02 to be properly published in the Power County Press.

POWER COUNTY PLANNING & ZONING – DAVID ZIMMERMAN (SUBDIVISION – REZONE ORDINANCE): Commissioner Meadows announced that it was the date and time scheduled for public hearing on a recommendation from the Power County Planning & Zoning Board to rezone a parcel of land located in Section 10, Township 7 South, Range 31 E.B.M., from agricultural to rural residential to permit a subdivision pursuant to the application of David Zimmerman. Also present was Power County Building Administrator Robert Steinlicht. At the outset, the Commissioners each reported no conflicts which would prevent them from proceeding with public hearing and a determination of the Planning & Zoning Board's recommendation. Upon hearing the evidence and testimony and reviewing the exhibits admitted, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve the recommendations of the Power County Planning & Zoning Board to rezone a parcel of land located in Section 10, Township 7 South, Range 31 E.B.M., Power County, from agricultural to rural residential and to execute the Findings of Fact, Conclusions and Decision prepared by Power County Prosecuting Attorney Paul Laggis. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye  
Commissioner Estep – Aye  
Commissioner Funk – Aye

Carried. Following further discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to instruct Power County Prosecuting Attorney Paul Laggis to prepare Power County Ordinance #2007-03 for Commissioner consideration and publication. There being no further business, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to close public hearing and table further discussion of this matter until September 10<sup>th</sup>, 2007, at 9:30 a.m.

POWER COUNTY PLANNING & ZONING – LEGAL ISSUES: The Commissioners contacted Douglas Balfour, attorney at law, to discuss the terms of the agreement

between Power County and Mr. Balfour for legal services to the Power County Planning & Zoning Board. Mr. Balfour agreed to prepare a proposed written agreement for the Commissioners review and this matter was tabled until September 10<sup>th</sup>, 2007.

POWER COUNTY PLANNING & ZONING – LAND USE PLAN/DEVELOPMENT CODE UPDATES: The Commissioners contacted Power County Special Planning & Zoning Attorney Doug Balfour by telephone to discuss the Power County Land Use Plan and Development Code updates. Mr. Balfour reported that he had contacted Susan Lorenz at Southeast Idaho Council of Governments to determine the status of the project. Following further discussion, Mr. Balfour agreed to bill attorney fees for the Land Use Plan and Development Code updates separate from other Power County Planning & Zoning legal fees.

POWER COUNTY PLANNING & ZONING – FEE RESOLUTION: The Commissioners contacted Power County Special Planning & Zoning Attorney Doug Balfour by telephone to discuss updating the Power County Planning & Zoning Board fee schedules. Following discussion, Mr. Balfour agreed to review this matter with the Power County Building Administrator and the Planning & Zoning Board at their next regular meeting, and this matter was tabled until September 10<sup>th</sup>, 2007.

POWER COUNTY PLANNING & ZONING – KERRY WARD D/B/A K.J. CATTLE COMPANY (CONFINED ANIMAL FEEDIG OPERATION): Power County Prosecuting Attorney Paul Laggis reported that the mediation previously ordered pursuant to I.C. #67-6510 will be scheduled within the week or the appeal will be withdrawn. Following discussion, the Commissioners agreed to table further consideration of this matter until September 10<sup>th</sup>, 2007.

POWER COUNTY TREASURER – WARRANTS OF DISTRAINT: Power County Treasurer Bobbie Mauch and Power County Sheriff Jim Jeffries appeared before the Commissioners to discuss implementing a County policy for service and collection of Warrants of Distraint issued by the Power County Treasurer for non-payment of personal property taxes. Also present was Power County Chief Deputy Treasurer Carol Whitnah and Sheriff Civil Deputies Bobbie Morris and Gaylene Cardona. Following discussion with Dan Chadwick of Idaho Association of Counties and a review of I.C. #63-1013, the Commissioners and Sheriff Jeffries agreed that all warrants of distraint issued by the tax collector shall be served and executed by the Sheriff in the manner provided by law within ninety (90) days from the date of his receipt thereof. Power County Prosecuting Attorney Paul Laggis agreed to meet with Power County Treasurer Bobbie Mauch and Power County Sheriff Jim Jeffries, to further discuss this matter and Power County's protocol on the service of Warrants of Distraint.

POWER COUNTY DISASTER SERVICES – HOMELAND SECURITY GRANTS (WHITE CLOUD COMMUNICATIONS): Joe Shelton of Whitecloud Communications, a Motorola distributor, appeared before the Commissioners to request that he be allowed to assess the communication needs of Power County under Homeland Security grant funding and offer a request for proposal. Also present was Power County Sheriff Jim

Jeffries and Power County Disaster Services Director Di Jones. Following discussion, the Commissioners agreed to table further consideration of this matter until August 28<sup>th</sup>, 2007.

SOUTHEASTERN IDAHO DISTRICT HEALTH DEPARTMENT – QUARTERLY REPORT: Sandy Sorrell, Gerry Campbell and Craig Madsen of the Southeastern District Health Department appeared before the Commissioners to present the Southeastern District Health Department's Quarterly Report for the period ending June 30<sup>th</sup>, 2007.

POWER COUNTY AIRPORT – SURPLUS PROPERTY: Power County Airport Manager Stan Bearup and Airport Board member Brian Fayhe appeared before the Commissioners to discuss the surplus Farmall Model M Tractor on site at the Power County Airport. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to accept the offer of purchase submitted by Jim Halderson to purchase the surplus Farmall Model M Tractor in the amount of \$501. Carried. Mr. Bearup then reported on the surplus sweeper on site at the Power County Airport. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, declare the sweeper as surplus County property with a value of less than \$250 and to accept the offer of purchase submitted by Don Kramer to purchase the sweeper in the amount of \$25. Carried.

POWER COUNTY AIRPORT – RUNWAY/TAXIWAY REPAIR: Power County Airport Manager Stan Bearup appeared before the Commissioners to review the proposal to repair the runway and taxiway at the Power County Airport. Mr. Bearup reported that the vendor is willing to accept partial payment for the required repairs with full payment to be paid out of fiscal year 2008 funds. Following discussion, the Commissioners and Mr. Bearup agreed that the repairs could be postponed until spring, 2008.

UNITED WAY OF IDAHO: Margaret Ganyo of the United Way of Idaho appeared before the Commissioners to discuss the United Way funded services to Power County during calendar year 2006 and requested that the Commissioners allow Power County employees the opportunity to contribute to the United Way of Idaho through payroll deductions. The Commissioners agreed to discuss this matter with the Power County Elected Officials at the next meeting scheduled for September 10<sup>th</sup>, 2007.

POWER COUNTY WEED DEPARTMENT – IDAHO DEPARTMENT OF AGRICULTURE GRANTS: Power County Weed Department Supervisor Curtis Munk appeared before the Commissioners to present the Idaho Department of Agriculture grant reports for Power County. Mr. Munk then reported that Power County has received an unanticipated Idaho Department of Agriculture grant in the amount of \$10,000 to purchase herbicides to spray noxious weeds on private property, possibly on a cost share basis, and to purchase plants for County property owners that can be used to replace ornamental noxious weed species that need to be eradicated. Following discussion, Mr. Munk confirmed that detailed records will be maintained regarding the use of the additional grant funding and the Commissioners agreed to authorize Mr. Munk to utilize these additional grant funds at his discretion.

CLAIMS: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the claims as presented and supplemented. Carried.

General Fund	\$ 45,882.06
Ambulance	1,697.11
District Court	2,284.95
Justice Fund	46,476.51
Indigent	693.95
Revaluation	1,577.54
Solid Waste	15,920.80
Weeds	14,193.45
Waterways	1,045.96
PILT	1,654.13

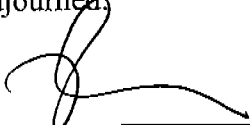
POWER COUNTY TRANSFER STATION/LANDFILL: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to submit a letter to all solid waste pickup and disposal vendors serving Power County residents and businesses clarifying Power County's position with regard to contaminated or mixed loads being delivered to the Power County Transfer Station/Landfill. Carried.

FISCAL YEAR 2008 BUDGET – PUBLIC HEARING: Commissioner Meadows announced that it was the date and time scheduled for public hearing on Power County's proposed fiscal year 2008 budget as published. There being no public objections, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the fiscal year 2008 budget, as published, with the following adjustments to the General/Current Expense Fund:

1. Increase 01-05-480-00 "Commissioner – Professional Services Legal from \$7,000 to \$20,000.
2. Add 01-05-479-00 "Commissioner – Vehicle Expenses" with an expenditure budget of \$1,000.
3. Increase 01-18-677 "General – Contracts Computer Services" from \$47,000 to \$50,000.
4. Increase 01-18-677-01 "General – Contract Computer Support" from \$28,000 to \$32,000.
5. Decrease 01-18-526-00 "General – Contingency" from \$140,000 to \$119,000.

Carried.

Adjourned

  
VICKI MEADOWS, Chairman

  
CHRISTINE STEINLICHT, Clerk